



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

June 3, 1991

Mr. Joe Z. Ramirez
Director
Materials Management
Capitol Metro
2910 East Fifth Street
Austin, Texas 78702

OR91-257

Dear Mr. Ramirez:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 12186.

We have considered the exception you claimed, specifically, and have reviewed the documents at issue. Section 3(a)(4) excepts "information which, if released, would give advantage to competitors or bidders." You say that the contract for the fixed-route services in question has not yet been executed, that further negotiations may yet be pursued in connection with the proposals, and that release of the requested scores at this time would compromise the proposal process. We agree that you may withhold the requested scores under section 3(a)(4). However, please note that this ruling will serve to protect the requested information under section 3(a)(4) only until the contract is executed. See Open Records Decision No. 541 (1990).

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR91-257.

Yours very truly,

A handwritten signature in black ink, appearing to read "William Walker", is written over a horizontal line.

William Walker
Assistant Attorney General
Opinion Committee

WW/mc

Ref.: ID# 12186

Enclosure: Open Records Decision No. 541

cc: Mr. Richard C. Clair
ATE Management & Service Company, Inc.
617 Vine Street, Suite 800
Cincinnati, Ohio 45202